

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

In re:	:	
	:	
SUMMIT METALS, INC.,	:	
	:	Chapter 11
	:	
Debtor.	:	Case No. 98-2870 (KJC)
	:	
AMBROSE M. RICHARDSON, III,	:	
	:	
Appellant,	:	
	:	Appeal No. 05-0876 (KAJ)
v.	:	
	:	
FRANCIS A. MONACO, JR., TRUSTEE, et al.:	:	
	:	
Appellees.	:	

**NOTICE OF COMPLETION OF BRIEFING RELATING TO APPELLEES' MOTION
TO DISMISS AMBROSE M. RICHARDSON, III'S APPEAL**
Re: Docket Nos. 5 and 6

On December 16, 2005, Appellee Francis A. Monaco, Jr., Chapter 11 Trustee (the "Trustee" or "Appellee") of Summit Metals, Inc. (the "Debtor"), by and through his undersigned counsel, filed and served the Motion to Dismiss Ambrose M. Richardson, III's ("Appellant") Appeal ("Motion") (Docket No. 5).

The relevant pleadings with regard to the Motion found in the Docket for Civil Action No. 05-876 are as follows:

Date	Docket No.	Pleading
12/16/2005	5	Chapter 11 Trustee's Motion to Dismiss the Appeal
12/16/2005	6	Chapter 11 Trustee's Memorandum of Law in Support of the Motion to Dismiss the Appeal
12/19/2005	9	RHC Acquisition, Inc.'s Joinder to the Motion to Dismiss the Appeal and Memorandum of Law in Support of Motion to Dismiss Appeal

12/30/2005	10	Appellant's Response to Motion to Dismiss Appeal
1/9/2006	12	RHC Acquisition, Inc.'s Reply to Appellant's Response to Motion to Dismiss Appeal
1/9/2006	13	Chapter 11 Trustee's Reply to Appellant's Response to Motion to Dismiss Appeal
1/10/2006	14	Letter to the Honorable Kent A. Jordan Regarding the Status of Appeal and the Motion to Dismiss Appeal

Copies of all pleadings referred to above, with any attached exhibits, will be submitted to the Court. Counsel for the Appellee available at the convenience of the Court, if oral argument is necessary.

Dated: January __, 2006

MONZACK AND MONACO, P.A.

____/s/ Joseph J. Bodnar_____
 Joseph J. Bodnar (#2512)
 1201 N. Orange Street, Suite 400
 Wilmington, DE 19801
 T: (302) 656-8162

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FRANCIS A. MONACO, JR., TRUSTEE, et al.	:	
	:	
Appellees.	:	

CERTIFICATE OF SERVICE

I, Heidi E. Sasso, certify that I am not less than 18 years of age, and that service of the foregoing document was made on January 11, 2006 upon:

Via Electronic Mail

James E. Huggett, Esquire
"J" Jackson Shrum, Esquire
Harvey, Pennington Ltd.
913 N. Market Street, Suite 702
Wilmington, DE 19801

Jennifer L. Scoliard, Esquire
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Teresa K.D. Currier, Esq.
Mary Caloway, Esq.
Klett Rooney Lieber & Schorling
1201 Market Street, 15th Floor
Wilmington, DE 19899

Under penalty of perjury, I declare that the foregoing is true and correct.

__1/11/2006_____
Date

__/s/ Heidi E. Sasso_____
Heidi E. Sasso